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MAR 29 2004

FACSIMILE TRANSMITTAL SHEET

TO: Mall Stop Missing Parts

FROM: Guy Tucker

COMPANY: U.S. PTO

PHONE NUMBER: (850) 620-5501

FAX NUMBER: 703-872-9306

FAX NUMBER: (650) 631-3125

PHONE NUMBER:

DATE: March 29, 2004

RE: U.S. Serial No. 10/729,832

NO. OF PAGES: 9

(INCLUDING COVER)

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

NOTICE OF CONFIDENTIALITY

This transmission is intended only for the use of the Addressee and may contain information that is:
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Practitioner's Docket No. 0136.00

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: William W. Alston, Marc S. Gordon

Application No.: 10/729.832

Group No.: Unassigned

Filed: December 5, 2003

Examiner: Unassigned

For: Receptacle for an Aerosolizable Pharmaceutical Formulation

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMPLETION OF FILING REQUIREMENTS
—NONPROVISIONAL APPLICATION

I. This replies to the Notice to File Missing Parts of Application (PTO-1533) mailed March 12, 2004.

A copy of the Notice to File Missing Parts of Application—Filing Date Granted (Form PTO-1533) is enclosed.

DECLARATION OR OATH

II. No declaration or oath was filed. Enclosed is the original declaration or oath for this application.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

G deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

G with sufficient postage as first class mail.

37 C.F.R. § 1.10*

G as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

X Facsimile transmitted to the Patent and Trademark Office, (703) 872-4306

Date: 3/29/04Signature Kathy HonnertKathy Honnert
(type or print name of person certifying)

* Only the date of filing (' 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under ' 1.8 continues to be taken into account in determining timeliness. See ' 1.703(f). Consider "Express Mail Post Office to Addressee" (' 1.10) or facsimile transmission (' 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

Completion of Filing Requirements—Nonprovisional Application—page 1 of 2

OFFICIAL**COMPLETION FEES****III.**

| | | |
|----|---|--------------------|
| 1. | Filing Fee Original patent application | \$770.00 |
| 2. | Fees for Claims Each independent claim in excess of 3 Each claim in excess of 20 | \$0.00 \$270.00 |
| 3. | Surcharge Fees Late payment of filing fee and/or late filing of original declaration or oath | \$130.00 |
| | Total Completion Fees | \$1,170.00 |

**RECEIVED
CENTRAL FAX CENTER****MAR 29 2004****EXTENSION OF TIME**

IV. The proceedings herein are for a patent application, and the provisions of 37 C.F.R. § 1.136(a) apply.

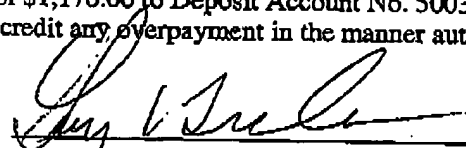
Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

TOTAL FEE DUE

| | |
|--------------------------|------------|
| V. The total fee due is: | |
| Completion fees | \$1,170.00 |
| Extension fee (if any) | \$0.00 |
| Total Fee Due | \$1,170.00 |

PAYMENT OF FEES

VI. Authorization is hereby made to charge the amount of \$1,170.00 to Deposit Account No. 500348. Charge any additional fees required by this paper or credit any overpayment in the manner authorized above. A duplicate of this paper is attached.



Guy V. Tucker
Nektar Therapeutics
150 Industrial Road
San Carlos, CA 94070



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/729,832 | 12/05/2003 | William W. Alston | 0136.00 |

21968
NEKTAR THERAPEUTICS
150 INDUSTRIAL ROAD
SAN CARLOS, CA 94070

CONFIRMATION NO. 8541
FORMALITIES LETTER
OC00000001209566

Date Mailed: 03/12/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$270 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:


Total additional fee(s) required for this application is \$1170 for a Large Entity

- \$770 Statutory basic filing fee.
- \$130 Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is \$270
 - \$270 for 15 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
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A copy of this notice MUST be returned with the reply.


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE